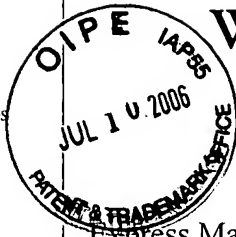


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PATENT APPLICATION
Docket No: 13914.849.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Michael L. Olson

Serial No.: 10/770,273

Filing Date: February 2, 2004

Confirmation No.: 9600

For: EXERCISE DEVICE WITH RESISTANCE
MECHANISM HAVING A PIVOTING ARM AND A
RESISTANCE MEMBER

Examiner: Lori Baker Amerson

Mail Stop: AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

TRANSMITTAL FOR RESPONSE TO OFFICE ACTION

Sir:

Transmitted herewith is a Response to Office Action for entry in the above-identified application.

— Small entity status of this application under 37 C.F.R. § 1.9 and § 1.27 has been established by a verified statement previously submitted.

X To render the transmitted Response to Office Action timely filed enclosed are the following:

X Petition for a Two-Month Extension of Time; and

X Credit Card Payment Form 2038 in the amount of \$450.00 to cover the fee for the extension of time.

X A Certificate of Deposit Under 37 C.F.R. § 1.6.

X No other additional fee is required.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.

X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 CFR 1.17.

X A duplicate copy of this transmittal letter is attached.

DATED this 10 day of July, 2006.

Respectfully submitted,



David B. Dellenbach
Attorney for Applicant
Registration No. 39,166
Customer No. 022913
Telephone No. (801) 533-9800

07-12-06

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RESISTANCE MEMBER

Examiner:

Lori Baker Amerson

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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below in an envelope addressed to Box: Mail Stop: AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 10 July, 2006:

- Transmittal Letter for Response to Office Action (2 pgs.) (in duplicate)
- Response to Office Action (2 pages)
- Terminal Disclaimer (2 pages)
- Petition and Fee for Two-Month Extension of Time (2 pages)
- Credit Card Form PTO-2038 for \$450.00 (1 page)
- Postcard

Respectfully submitted,

Linda Clark, Assistant to
David B. Dellenbach
Attorney for Applicant
Registration No. 39,166
Customer No. 022913
Telephone No. (801) 533-9800



PATENT APPLICATION
Docket: 13914.849.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
)
	Michael L. Olson)
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Serial No.:	10/770,273) Art Unit
) 3764
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)
For:	EXERCISE DEVICE WITH RESISTANCE MECHANISM)
	HAVING A PIVOTING ARM AND A RESISTANCE)
	MEMBER)
)
Examiner:	Unknown)

RESPONSE TO OFFICE ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Responsive to the Office Action dated February 8, 2006, enclosed herewith for filing is a TERMINAL DISCLAIMER in the above-identified patent application. This disclaimer resolves the issues addressed by the Examiner in the above-identified Office Action, as suggested by the Examiner in paragraph 1 of the action. Application No. 10/340,562 has been patented and received Patent No. 6,685,607, as address in the enclosed Terminal Disclaimer.

In the event that the Examiner finds remaining impediment to a prompt allowance of this application that may be clarified through a telephone interview, Applicants respectfully request that the Examiner contact the undersigned attorney.

Dated this 10 day of July 2006.

Respectfully submitted,



David B. Dellenbach
Attorney for Applicant
Registration No. 39,166
Customer No. 022913
Telephone No. (801) 533-9800

DBD/lrc
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